

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING

Docket Number (Optional)

OCT 28 2004

REJECTION OVER A PRIOR PATENT

0267-1269CIP2

In re Application of: David B. Balaban et al.

Application No.: 10047,246

Filed: January 14, 2002

For: FOUR FUNCTION ELECTRICAL ROCKER SWITCH

The owner*, Leviton Manufacturing Co., Inc. of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,339,201. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney or agent of record.



10/25/2004

Signature

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10/29/2004 MAHMED1 00000013 121185 10047246

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